

IN THE HIGH COURT OF KARNATAKA AT BANGALORE

Dated this the 16th Day of June 1998

BEFORE

THE HON'BLE MR. JUSTICE CHANDRASHEKARIAH

WRIT PETITION NO.17823/1998

Between:

Sri.H.S.Ramanjaneyalu,
aged major,
S/o.K.Sadguna Murthy,
r/at No.481, 7th Cross,
Mahalakshmi Layout,
Bangalore - 86.

...PETITIONER

(By Sri.T.H.Narayana, Adv.)

And:

1. Bangalore Mahanagara Palike,
represented by its
Commissioner,
K.R.C. Circle,
Bangalore-27.
2. The Deputy Commissioner
(Development),
Bangalore Mahanagara
Palike, K.R.C. Circle,
Bangalore-27.
3. The Chief Engineer,
Bangalore Mahanagara
Palike(North), K.R.C. Circle,
Bangalore-27.
4. The Asst.Executive Engineer,
Corporation Division No.
Bangalore Mahanagara Palike,
Bangalore-27.

...RESPONDENTS

(By Sri.K.N.Puttegowda, Adv.)

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This Writ Petition is filed under Articles 226 and 227 of the Constitution of India with a prayer to direct the respondents to dispose of the representation dt. 6.4.98 at Annexure 'A' of the petitioner.

This Writ Petition coming on for Preliminary Hearing this day, the Court made the following:-

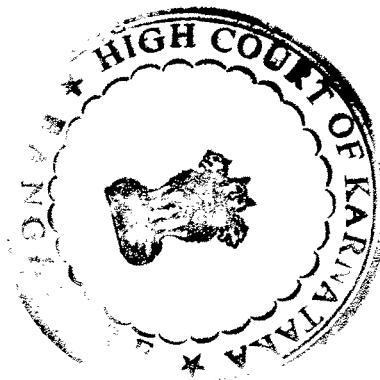
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Sri.K.N.Puttegowda is directed to take notice for the respondents. Accordingly, he appears for the respondents.

2. The complaint of the petitioner is though he has given a representation/complaint alleging that the building ^{has been} ~~is under construction~~ constructed contrary to the building regulations and the approved plan, the Corporation has not taken any steps on the said representation. Under the scheme of the Act, whenever a complaint is made alleging unauthorised construction, the duty is cast on the authorities to take appropriate action under Section 321 of the Act. In the instant

case, since the respondent-Corporation have not taken any steps on the representation/complaint of the petitioner, I pass the following order:

3. Writ Petition is allowed. A direction is issued to the respondents to consider the representation/complaint made by the petitioner on 06.04.1998 as per Annexure 'A' after due notice to the persons interested in accordance with law.



Sd/-
JUDGE

sps/-